THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10027 of 2007

Dated: 17-07-2007

Between:

Smt.Sathanur Basamma.

..... PETITIONER

AND

The District Collector, Kurnool, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10027 of 2007

ORDER:

The petitioner is resident of Kosigi Village, Kurnool District. She allegedly purchased land admeasuring Acs.6.00 in survey No.164-A situated at said Village under a registered sale deed dated 24.09.2004. She is allegedly in possession of the land. She obtained pattadar passbook and also raised a loan from Rayalaseema Grameena Bank, Kosigi, for agricultural purpose. She alleges that respondents 3 to 6 were assigned land in 1998, which is also comprised in said survey number, but they did not occupy the land, and that now steps are being taken to dispossess her without due process of law so as to give her land to them. Therefore, she filed instant writ petition seeking a direction to respondents 1 and 2 not to dispossess her.

The matter was listed before this Court on 16.05.2007 and the same was adjourned to enable the learned Assistant Government Pleader for Revenue (General-A) to get instructions. Today, the learned Assistant Government Pleader, after getting instructions, submits that the writ petition is filed on mere apprehension and that respondents 1 and 2 never took any steps to dispossess the petitioner. The same is recorded and it is further observed that if for any reason the land purchased by the petitioner is to be resumed or taken possession, respondents 1 and 2 have to follow necessary due process of law either under the Andhra Pradesh Land Encroachment Act, 1905, or the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977, if there is an allegation that she purchased assigned land. This observation would be sufficient to dispel any apprehension in the mind of the petitioner.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

17th July, 2007

ghn